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Docket No. J&J5118USNP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Danilo Lambino et al. Confirmation No.:  
Serial No. : 10/814,993 Art Unit: 1751  
Filed : March 31, 2004 Examiner:  
For : Product for Treating the Skin

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

October 19, 2005

(Date of Deposit)

Brett T. Freeman, Reg. No. 46,709

(Name of applicant, assignee, or Registered Representative)

/Brett T. Freeman/

(Signature)

October 19, 2005

(Date of Signature)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

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This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☒ In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under § 1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in § 1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under § 1.114, no additional fee is required.

☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- ☐ Statement in Accordance with § 1.97(e) (attached); or
- ☐ Please charge Deposit Account No. 10-0750/ / the fee of \$180.00 as set forth in § 1.17(p).

☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with § 1.97(e) as set forth below and the fee of \$180.00 as set forth in § 1.17(p).

☒ Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a)(2).

☒ There are no listed references which are not in the English language.

☐ The relevance of those listed references which are not in the English language is as follows:

☒ Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/J&J5118USNP/BTF. This form is submitted in triplicate.

Respectfully submitted,

/Brett T. Freeman/  
Brett T. Freeman  
Reg. No. 46,709  
Attorney for Applicants

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DATED: October 19, 2005



SUBMISSION UNDER MPEP 609 D

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Confirmation Number	
Application Number	10/814,993
Filing Date	March 31, 2004
First Named Inventor	Danilo Lambino
Group Art Unit	1751
Examiner Name	
Attorney Docket Number	J&J5118USNP

U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	Name of Patentee or Applicant of Cited Document	U.S. Patent Document		Pages, Columns, Lines, where relevant passages or relevant figures appear
			Number	Kind Code <sup>2</sup> (if known)	

FOREIGN PATENT DOCUMENTS

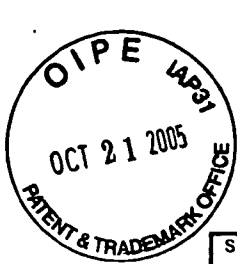
Examiner Initials	Cite No. <sup>1</sup>	Name of Patentee or Applicant of Cited Document	Foreign Patent Document			Pages, Columns, Lines, where relevant passages or relevant figures appear	T <sup>6</sup>
			Office <sup>3</sup>	Number <sup>4</sup>	KindCode <sup>5</sup>		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner 's Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITOL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>2</sup>
		EPO Search Report dated July 18, 2005, for corresponding EP application 05251979.0.	

Examiner Signature	/Charles Boyer/	Date Considered	09/22/2008
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PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

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Sheet 1 of 4

Application Number	10/814,993
Filing Date	3/31/2004
First Named Inventor	Lambino, et al.
Group Art Unit	1751
Examiner Name	
Attorney Docket Number	J&J 5118USNP

## U.S. PATENT DOCUMENTS

Examiner Initials	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear
		Number	Kind Code <sup>2</sup> (if known)			
		2002/0035046	A1	Lukenbach et al.	03/21/2002	
		2002/0197289	A1	Chevalier et al.	12/26/2002	
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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 2 of 4

<b>Application Number</b>	10/814,993
<b>Filing Date</b>	3/31/2004
<b>First Named Inventor</b>	Lambino, et al.
<b>Group Art Unit</b>	1751
<b>Examiner Name</b>	
<b>Attorney Docket Number</b>	J&J 5118USNP

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**FOREIGN PATENT DOCUMENTS**

Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document mm-dd-yyyy	Pages, Columns, Lines, where relevant passages or relevant figures appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	KindCode <sup>5</sup>				
		EP	0 365 160	A2	Scott Paper Company	04-25-1990		
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<b>Substitute for form 1449A/PTO</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (use as many sheets as necessary) Sheet 3 of 4	<b>Application Number</b>	10/814,993
	<b>Filing Date</b>	3/31/2004
	<b>First Named Inventor</b>	Lambino, et al.
	<b>Group Art Unit</b>	1751
	<b>Examiner Name</b>	
	<b>Attorney Docket Number</b>	J&J 5118USNP

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<b>Examiner Signature</b>	/Charles Boyer/	<b>Date Considered</b>	09/22/2008
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\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Sheet 4 of 4

<b>Application Number</b>	10/814,993
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<b>First Named Inventor</b>	Lambino, et al.
<b>Group Art Unit</b>	1751
<b>Examiner Name</b>	
<b>Attorney Docket Number</b>	J&J 5118USNP

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

[illegible]

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